

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION**

FILED BY  D.C.

05 JUN -8 PM 4: 16

ROBERT R. DI TROLLO  
CLERK, U.S. DIST. CT.  
W.D. OF TN, MEMPHIS

OLIVIA MYART,

Plaintiff,

vs.

WAL-MART STORES, INC.,

Defendant.

NO.: 05-2060-D-An

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**ORDER GRANTING MOTION TO CONTINUE SCHEDULING CONFERENCE**

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Before the Court is Plaintiff's Motion to Continue Scheduling Conference filed on June 3, 2005. Pursuant to a Notice of Setting dated May 4, 2005, a Scheduling Conference was set for June 8, 2005. James E. King, Jr., counsel for the Plaintiff, was present and advised the Court that the Defendant has not been served in this matter. As such, for the reasons set forth above and for good cause shown, the Motion to Continue is **GRANTED**. The Scheduling Conference in this matter shall be reset to **WEDNESDAY, JULY 6, 2005 at 11:00 a.m.**

It shall be Mr. King's duty to notify the Defendant or the Defendant's counsel of the setting of the Rule 16(b) Scheduling Conference. At least five days prior to the Scheduling Conference, counsel shall file with the Clerk of the Court a joint proposed Rule 16(b) Scheduling Order that complies with the model attached to the Notice of Setting dated May 4, 2005. If the proposed Scheduling Order is approved, it will be entered, a copy will be sent to the parties, and the parties will not be required to attend the Scheduling Conference.



**IT IS SO ORDERED.**

A handwritten signature in black ink, appearing to read "S. Thomas Anderson", written over a horizontal line.

S. THOMAS ANDERSON  
UNITED STATES MAGISTRATE JUDGE

Date: June 08, 2005



## Notice of Distribution

This notice confirms a copy of the document docketed as number 12 in case 2:05-CV-02060 was distributed by fax, mail, or direct printing on June 9, 2005 to the parties listed.

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Honorable Bernice Donald  
US DISTRICT COURT